

04-12-01

A

Patent Application  
Docket No. WJT002-0010

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of: Cory D. Hess

For:

## OPTICAL ROUTE DESIGN SYSTEM AND METHOD FOR ANALYZING THE PERFORMANCE OF AN OPTICAL FIBER TRANSMISSION PATH

BOX PATENT APPLICATION  
Assistant Commissioner  
for Patents  
Washington, D.C. 20231

### CERTIFICATE OF MAILING BY EXPRESS MAIL

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Date of Deposit: April 11, 2001

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Type or Print Name William J. Tucker

Signature

*William J. Tucker*

Sir:

### PATENT APPLICATION TRANSMITTAL LETTER

Transmitted herewith for filing, please find the following:

- X Specification, claims and abstract of the above-referenced patent application (total of 67 pages)
- X 8 sheet(s) of drawing(s) (FIGS. 1-4J) (X formal/ \_\_\_ informal).
- X Combined Declaration and Power of Attorney (X signed/ \_\_\_ unsigned).
- X An Assignment Recordation Form and Assignment of the invention to: Alcatel, société anonyme
- Information Disclosure Statement, including PTO Form 1449 and references.
- X Request for Non-Publication of Application
- X Other (specify): Two Acknowledgment Postcards  
Credit Card Payment Form  
An Assignment Recordation Form and Assignment of the Provisional Patent Application to: Alcatel, société anonyme
- X This application claims priority from a:
  - \_\_\_ Continuation
  - \_\_\_ Divisional
  - \_\_\_ Continuation-In-Part
  - X Provisional Application

of prior copending parent application Serial No. 60/251,205 filed on December 4, 2000.

jc648 U.S. PTO  
04/11/01

jc984 U.S. PTO  
09/833119  
04/11/01

In the event that a petition to extend time under 37 CFR 1.136 is necessary in the parent application to maintain copendency for this application, a petition for an extension of the necessary time to maintain copendency is hereby requested for the parent application and the Commissioner is hereby authorized to debit our Account Number 50-1481 for the necessary fees.

The filing fee has been calculated as shown below:

	NO. FILED	NO. EXTRA	RATE	FEE
<b>BASIC FEE</b>				<b>\$710</b>
<b>TOTAL CLAIMS</b>	<b>24-20</b>	<b>4</b>	<b>\$80</b>	<b>\$72</b>
<b>INDEPENDENT CLAIMS</b>	<b>3- 3</b>		<b>\$80</b>	
<b>MULTIPLE DEPENDENT CLAIM(S) PRESENTED</b>			<b>\$270</b>	
<b>TOTAL FEES:</b>				<b>\$782</b>
<b>Deduct one-half of fee for Small Entity</b>				
<b>ASSIGNMENT RECORDAL FEE \$40 (TWO ASSIGNMENTS)</b>				<b>\$80</b>
<b>TOTAL AMOUNT DUE:</b>				<b>\$862</b>

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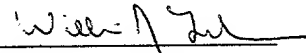
X U.S. Patent & Trademark Office Credit Card Payment Form filed out in the amount of \$ 862.00 is attached. Please charge any deficiency or credit any overpayment to Deposit Account No. 50-1481.

X The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 50-1481.

— Any patent application processing fees under 37 CFR 1.17 and under 37 CFR 1.20(d).

— The issue fee set in 37 CFR 1.18 at or before mailing of the Notice of Allowance, pursuant to 37 CFR 1.311(b).

X Any filing fees under 37 CFR 1.16 including fees for presentation of extra claims.

  
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PATENT TRADEMARK OFFICE

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**REQUEST AND CERTIFICATION  
UNDER  
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor	Cory D. Hess
Title	OPTICAL ROUTE DESIGN SYSTEM AND METHOD FOR ANALYZING THE PERFORMANCE OF AN OPTICAL FIBER TRANSMISSION PATH
Atty Docket Number	WJT002-0010

I hereby certify that the invention disclosed in the attached application **has not and will not** be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

April 11, 2001

Date

William J. Tucker

Signature

WILLIAM J. TUCKER (REG. No. 41,356)

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.